

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 09-cr-20384

v.

Hon. JULIAN A. COOK, JR.

DEDRIC HIGGENBOTHAM,

Defendant.

MOTION FOR LEAVE TO DISMISS INDICTMENT

THE UNITED STATES OF AMERICA moves this Court for leave to dismiss the indictment against Dedric Higginbotham. The dismissal is based upon a post-indictment reassessment of the case and is in the interests of justice.

s/Jennifer Blackwell
Assistant United States Attorney
211 W. Fort Street
Suite 2001
Detroit, MI 48226
Phone: (313) 226-9165
Email: jennifer.blackwell3@usdoj.gov

s/with consent of Barbara McQuade
United States Attorney
211 W. Fort Street
Suite 2001
Detroit, MI 48226
Phone: (313) 226-9501
Email: barbara.mcquade@usdoj.gov

Dated: July 14, 2010

CERTIFICATE OF SERVICE

I hereby certify that on July 14, 2010, I electronically filed the foregoing Motion for Leave to Dismiss the Indictment by electronic filing and notification was sent to the following:

Richard O'Neill, Esq.

s/Jennifer L. Blackwell

Assistant United States Attorney
211 West Fort Street, Suite 2001
Detroit, MI 48226
(313) 226-9165

Date: July 14, 2010